

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, May 13, 2009 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present:	Councilmember Howard Shook, Chair	Jim Glass, CFO
	Councilmember Felicia A. Moore	Departmental Staff
	Councilmember Carla Smith	
	Councilmember Jim Maddox	
	Councilmember Clair Muller	
	Councilmember Cleta Winslow	

Chairperson Shook called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Carla Smith, Jim Maddox, Clair Muller and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed. Minutes of the April 29, 2009 Finance/Executive Committee were adopted as well.

CONSENT AGENDA

TO CORRECT ORDINANCE 07-O-0697

09-O-0910 (1) An Ordinance by Finance/Executive Committee to correct Ordinance 07-O-0697 by amending the 2009 (Intergovernmental Grant Fund) Budget, Department of Fire and Rescue, by adding to Anticipations and Appropriations, in the amount of four hundred and twenty two thousands, one hundred and sixty dollars (\$422,160.00, and transferring Funds from Department Operating Accounts in the amount of one hundred and five thousand, five hundred and forty dollars (\$105,540.00) to be used to match Grant Funds from the Georgia Emergency Management Agency for the purpose of funding the Mobile Data Computer Project; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR OR HER DESIGNEE, ON BEHALF OF THE CITY, TO ANTICIPATE AND APPROPRIATE FUNDS

09-O-0911 (2) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee, on behalf of the City, to Anticipate and Appropriate Funds donated by legends to the City of Atlanta's Office of Recreation; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO EXECUTE A CORRECTIVE DEED

09-O-0912 (3) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designees to execute a Corrective Deed to Fulton County/City of Atlanta Land Bank Authority waiving the City's Reversionary Interest in the property located at 510 Foundry Street, Tax ID# 14-0083-5-34 in Land Lot 83 of the 14th District of Fulton County; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS

- 09-O-0913 (4) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection Provisions contained in the City of Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to ratify the prior provision of Support Services by AT&T Communication Systems Southeast under the Agreement executed for the period beginning January 1, 2008 through December 31, 2008; to extend the Agreement from January 1, 2009 through June 30, 2009 for an amount not to exceed one hundred forty thousand, fifty-nine dollars and fifty cents (\$140,059.50) and the total contract price not to exceed four hundred forty thousand, fifty-nine dollars and fifty cents (\$140,059.50) and the total contract price not to exceed four hundred twenty thousand, six hundred sixty-seven dollars and seventy-three cents (\$420,667.73), all funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050209 (IT Telecommunications) 5232001 (IT Telecommunications) 5232001 (Telephone Expense) 15350000 (Data Processing/Management Information Systems); and for other purposes.

FAVORABLE ON FIRST READ

REGULAR

TO ADOPT THE FY 2010 PROPOSED BUDGET

- 09-O-0773 (1) A **Substituted** Ordinance by Finance/Executive Committee adopting the FY 2010 Proposed Budget; and for other purposes.

HELD AND SUBSTITUTED

Chairperson Shook stated that figures have been taken out to coincide with the Budget Book. We are adding the Departments of Police and Human Resources. Councilmember Muller asked if we are changing them in our notebooks. CFO Glass responded that you should already have them. Chairperson Shook offered a motion to Substitute and Hold. Councilmember Moore asked if we will get the updated whole book. CFO Glass responded that the Clerk has the whole notebook now. When substitutes come in, the pages will be changed out.

TO AMEND SECTION 146-26 (B), (C), (D), (E) AND (F) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA

- 09-O-0774 (2) An Ordinance by Finance/Executive Committee to amend Section 146-26 (b), (c), (d), (e) and (f) of the Code of Ordinances of the City of Atlanta of the City of Atlanta, so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Debt Levy, City Parks Levy, School Operating Levy, School Debt Levy and the Special Tax District Levy; to provide that the Tax Rates established herein shall remain fixed each year until amended or repealed; and for other purposes.

HELD

TO AMEND THE AMORTIZATION SCHEDULES

09-O-0776 (3) An Ordinance by Finance/Executive Committee to amend the Amortization Schedules of the General Employees, Police Officers, and Firefighters Pension Plans from a forty year Closed Schedule to a thirty year Open Ended Schedule; and for other purposes.

HELD

Mr. Atwater: of Segal and Company addressed the Committee by stating that the City is on a closed amortization scheduled. We have looked at a 30-year open amortization, a 25-year open and a combination and prior unfunded liabilities. Page #3 is the background. Right now the City is at a 17-year amortization period. There are several agencies using the 30-year open amortization. Page #4 is three projections with various assumptions through July 1st 2008 and July 1st 2009. Page #5 is the entire contribution. The red dotted line is the current schedule. The bottom line is the open 30-year. Page #6 is the dollar amount. Page #10 adds the interest and dividends. The City should have more than enough to cover the benefits. Page #11 shows under the 30-year amortization, the dollar amount continues to grow because you never pay it off. Chairperson Shook asked if your other clients are going through the same thing. Mr. Atwater responded that they are looking at other things. Chairperson Shook asked if there are conversations with amending or changing the GASB. Mr. Atwater responded that they were under way before this. We expect some changes with GASB. In corporate pensions it is impossible to do 30-year amortizations. GASB may change some of the requirements. Councilmember Moore stated that she wants to understand the benefits along with the pros and cons of doing it. We want to be clear about the implications of lengthening the time. We may want to reduce our contribution, but what is the cost. Chairperson Shook stated that the chart shows the downsize. We understand the short term benefit. This is only one step to a long term plan. CFO Glass added that he will write a White Paper on this. Councilmember Moore stated that she wants to be clear on the impact of this and the cost to the City. CFO Glass responded that there are several factors. The unaccrued liability will increase. Councilmember Muller stated that page #2 warns us that the dollar amount continues to grow. CFO Glass responded that the Ordinance requires reviews for every three years. He thinks for the first time a year review is fine. The minimum should be two years. He will discuss a strategy relative to what the City should move to on a long term basis. Chairperson Shook asked if the budget numbers reflect this. CFO Glass responded that if it does not pass, we would have to add \$25 million dollars more to the Budget. Councilmember Moore stated that we should fully understand what we are doing. Mr. Atwater responded that you will never pay off your unfunded liability. Page #7 shows that the City is at 55% funded. Councilmember Moore asked if we kept the current scenario, then what? Mr. Atwater responded that you would pay for the recurring benefits. Chairperson Shook stated that a lot of governments are into a rolling mode. Is there a range? Mr. Atwater responded no. There is a balance of what we want to do and what is practical. Chairperson Shook asked what is the thinking with the rating agency? CFO Glass responded that he concurs with Mr. Atwater. It depends on whether you close out a certain piece of it. There are a number of ways to look at it. 20 rolling is what he would like to see us achieve. The City needs to take significant steps in recovering.

Ms. Lisa Palmer: of the Southern Company addressed the Committee by stating that we are the Actuary for Police and Fire. We have recommended that they move to the 30-year rolling amortization. The three year review is drastic because of the market. As far as the return of assets you will have unfunded liability. The current schedule is to be paid off in January 2024. You are looking at a decrease for Fire. Councilmember Maddox asked if the payoff is for the City. Ms. Palmer responded that it is the amortization. CFO Glass responded that APS is different. Councilmember Moore stated that it would be about \$25 million dollars less we would be contributing if we did this. We may not have another choice.

TO ADOPT THE FY 10 CAPITAL, SPECIAL REVENUE, AND FUDICIARY FUNDS FOR THE CITY OF ATLANTA

09-O-0822 (4) An Ordinance by Finance/Executive Committee Adopting the FY 10 Capital, Special Revenue, and Fudiciary Funds for the City of Atlanta.

HELD

TO AUTHORIZE THE MAYOR AND THE CHIEF FINANCIAL OFFICER TO USE THE EXPENDITURE OF FUNDS

09-O-0775 (1) An Ordinance by Finance/Executive Committee authorizing the Mayor and the Chief Financial Officer to supervise the expenditure of Funds for subsequent transfers and assure the Close Out of Fiscal Year 2008; and for other purposes.

FAVORABLE

Ms. Alison Lehr: Controller for the Department of Finance addressed the Committee by stating that we are closing out the books for FY 2008 to get ready for Audit 2009. The original close out Ordinance was based on fund balances. It brought the fund balance to \$52 million dollars. The fifth whereas is the MOU between the General Fund and the Department of Watershed Management. The next Whereas is the prior period of adjustment. Next is the Indirect Cost Recovery, FY 2008 Modified Vacation Accrual, Settlement of the Kraher class action law suit, Pension ARC adjustments, other adjustments and accruals and finally the audited final fund balance of \$10,130,000.00. CFO Glass added that he felt a need to close it out. He is looking to see a close of the quarterly numbers in a couple of weeks. Councilmember Moore asked about the audited fund balance. At the Retreat it was \$5 million dollars. Ms. Lehr added that it was 50/50 with the Reserve and Unreserved Fund Balance. CFO Glass stated that is not in the budget at all. We have a Restricted Reserve in the proposed budget of \$27 million dollars. The \$10 million dollars is not used in any of the budget. If we are able to stay with our budget we will have \$27 million dollars added to the \$10.1 million dollars for a total of \$37 million dollars. Councilmember Moore asked if it would be \$100 million dollars. CFO Glass stated that to be healthy is to be operating in the black with \$100 million dollars in the Reserves. Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE ARTICLE X

09-O-0778 (2) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive Article X ("The Procurement and Real Estate Code") of the Atlanta City Code in order to exercise Lease Renewal Option Number 1 with Dell Marketing, LP, for Server Consolidation Software and Support Services and to ratify prior retention of the Software and Provision of Support Services subject to the Lease since January 20, 2009 on behalf of the Department of Information Technology, in an amount not to exceed ninety thousand, three hundred thirty-five dollars and ninety-nine cents (\$90,335.99); all contracted work will be charged to and paid from Fund, Account and Center Number 1001 (General Fund) 050201 (IT Security) 5424004 (Software \$5,000+) 1535000 (Data Processing/Management Information Systems); and for other purposes. **(Finance/Executive Committee Substitute identifies the correct funding source, 5/13/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute.

Mr. Dan Smith: Chief Information Officer addressed the Committee by stating that this is hardware from where our data runs. The Substitute is to identify the correcting funding source. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE ARTICLE X

09-O-0779 (3) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive Article X ("The Procurement and Real Estate Code") of the Atlanta City Code in order to exercise Lease Renewal Option Number 1 with Dell Marketing, LP, for server consolidation hardware and to ratify prior retention of the hardware subject to the Lease since January 20, 2009 on behalf of the Department of Information Technology, in an amount not to exceed seven hundred seventy-six thousand six hundred fifty-four dollars and four cents (\$776,654.04); all contracted work will be charged to and paid from Fund, Account and Center Number 1001 (General Fund) 050202 (IT Applications) 5424003 (Computers \$5,000+) 1535000 (Data Processing/ Management Information Systems); and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA, 5/13/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AN APPROPRIATE CONTRACTUAL AGREEMENT

09-O-0780 (4) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor to execute an Appropriate Contractual Agreement with Systems & Software, Inc. for the purpose of providing a Software Maintenance Renewal Agreement for Enquesta, 3rd Party Software and Atlanta New – Enterprise License, on behalf of the Department of Watershed Management, in an amount not to exceed four hundred ninety-nine thousand eight hundred seventy-three dollars and twenty-eight cents (\$499,873.28); all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers in the following amounts; \$243,214.32 – 5051 (Water and Wastewater Revenue Fund) 170304 (DWM Watershed Information Systems) 5213001 (Consulting/ Professional Services Technical) 1535000 (Data Processing/Management Information System); \$256,658.96 – 5051 (Water and Wastewater Revenue Fund) 170113 (DWM Watershed Information Systems) 5213001 (Consulting/ Professional Services Technical) 1535000 (Data Processing/ Management Information System); and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA, 5/13/09)**

FAVORABLE ON SUBSTITUTE

Ms. Sheila Pierce: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that this is to fund an annual maintenance agreement to maintain information on water sewer accounts. It is a competitive solicitation and 11 vendors responded.

Ms. Renee Sheperd: Assistant City Attorney addressed the Committee by stating that the original contract said that we would enter into a Maintenance Agreement. Ms. Pierce stated that the original contract is extended for 90 days. Assistant City Attorney Sheperd added that there is an implementation contract that was extended for 18 months and the Maintenance Contract stands alone. We need them to maintain the software. The original contract needs to be continued on for a number of years. We are separating out the things that are being worked on. Councilmember Moore asked what portions are completed. Ms. Pierce responded that the billing information is complete and the Grease Trap Maintenance is complete. The CRM will not have any bearing on it. Currently, we don't have the meters associated with an address. Now the CRM can relate to the problems. We need to go ahead and do the Agreement so they can provide maintenance for it. Since 2006, there has been no maintenance. It is for if we need special reports written or problems logging on, etc. Councilmember Moore stated that it seems like we are getting a lot of systems. Councilmember Maddox asked if the repayment part of this. Ms. Pierce responded yes. Councilmember Maddox stated that the Commissioner said that we can take care of most of the repayments. What qualifies a person to receive the deposit back? Ms. Pierce responded that the account can be closed or an active account with uninterrupted service for five years, etc. Councilmember Moore stated that the solicitation is not in the paper. What else is in the Substitute? Ms. Pierce responded that it corrects the FDOA. Assistant City Attorney Sheperd added that the original contract needed some cleaning up such as the date was wrong. Councilmember Moore asked if there is an end to this contract. Assistant City Attorney Sheperd responded in ten years. It is beneficial to have this maintenance contract. Councilmember Maddox asked if someone wanted to find out if they are entitled to a refund, who should they contract. Ms. Pierce responded the Call Center. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SALE OF THE CITY'S INTEREST IN PROPERTY

09-O-0781 (5) An Ordinance by Finance/Executive Committee authorizing the Mayor to execute an Agreement for the sale of the City's interest in property located at the Southwestern Corner of Mitchell Street and Centennial Olympic Park Drive, in Land Lot 84 of the 14th District of Fulton County, Georgia; and for other purposes.

FAVORABLE

Mr. John Levell: of the Office of Enterprise Assets addressed the Committee by stating that the City will sale at market value. Councilmember Moore asked who is the abutting owner? Mr. Levell responded Market Street Partners. The other one is Capital City. He has appraisals. The magnitude is \$80,000. The unit value was small and they slope. CFO Glass added that it varies depending upon where it resides. Councilmember Moore asked how will the money be used? CFO Glass responded that right now it would be used toward our deficit. He would like to see the General Fund balance be \$10.1 million dollars. Councilmember Moore offered a motion to **Approve, 6 Yeas.** Are you looking at other City properties? Did the people approach us? Mr. Levell responded that they approached us. Councilmember Moore asked when will we start approaching them.

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT FOR THE SALE OF THE CITY'S INTEREST IN PROPERTIES

09-O-0782 (6) An Ordinance by Finance/Executive Committee authorizing the Mayor to execute an Agreement for the sale of the City's interest

in properties located on the North Side of Fulton Street between Fraser and Martin Streets, in Land Lot 53 of the 14th District of Fulton County, Georgia; and for other purposes.

FAVORABLE

Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO REQUEST THE CREATING OF THREE NEW DEPARTMENT/ ORGANIZATIONS (DEPT/ORGS)

09-O-0783 (7) An Ordinance by Finance/Executive Committee requesting the creating of three new Department/Organizations (Dept/Orgs) in the City's Oracle Financial System for the Department of Aviation within its Airport Revenue Fund; and for other purposes.

FAVORABLE

Ms. Anita Williams: of the Department of Aviation addressed the Committee by stating that these are located in the new CONRAC Facility. Chairperson Shook offered a motion to **Approve, 6 Yeas.**

TO AMEND THE FISCAL YEAR 2009 AVIATION FUNDS BUDGET

09-O-0784 (8) An Ordinance by Finance/Executive Committee amending the Fiscal Year 2009 Aviation Funds Budget by transferring from the Airport Passenger Facility Charge Fund (5505) to the Airport FAC Revenue Bond Sinking Fund (5513) in the amount of \$43,500,000 for the purpose of funding Debt Service Charges associated with the Maynard Holbrook Jackson Jr. International Terminal at the Hartsfield-Jackson Atlanta International Airport; and for other purposes.

FAVORABLE

Ms. Marie Runnels: of the Office of Debt and Investment addressed the Committee by stating that there are eligible funds available. Councilmember Moore asked for more explanation. Ms. Runnels responded that they did have capitalized interest, but those funds have been exhausted. Councilmember Muller offered a motion to **Approve, 6 Yeas.**

TO AMEND THE FISCAL YEAR 2009 AIRPORT FACILITY REVENUE BOND SINKING FUND BUDGET

09-O-0785 (9) An Ordinance by Finance/Executive Committee to amend the Fiscal Year 2009 Airport Facility Revenue Bond Sinking Fund Budget by transferring \$1,894,353.52 from the Reserve For Appropriation Conversion Account to the Revenue Bond Interest Account and the Consultant Professional Services Account for the payment of Debt Service and Fees associated with Debt Service; and for other purposes.

FAVORABLE

Councilmember Moore stated that we have a Substitute. Ms. Runnels responded that it allows us to utilize the funds to pay for Debt Service. Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

TO AMEND ATLANTA CODE OF ORDINANCES CHAPTER 46

09-O-0803 (10) An Ordinance by Finance/Executive Committee amending Atlanta Code of Ordinances Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV that shall be entitled Entertainment Filming Fees; and for other purposes.

HELD

Mr. Greg Pridgeon: Mayor's Office Chief of Staff addressed the Committee by stating that we will work with the members of this industry. It is the action by the State of Georgia. Chairperson Shook stated that the language could include a lane or street closure. The NPU needs a heads up. He would like to see an Amendment.

Ms. Robin Shahar: Assistant City Attorney addressed the Committee by stating that it would required NPU input. Chairperson Shook asked if it would be cut and pasted into an e-mail.

Mr. Mike Riley: Location Manager with Film Production and a resident of Dekalb County addressed the Committee by stating that the film industry has been in Atlanta for 30 years now. We will follow up with some discussions. We would like to see some of it fine tuned.

Mr. Bill Nor: addressed the Committee by stating that this is a little different from travel, etc. He hates to see us equated to a festival event. It is a well paid industry. Chairperson Shook stated that we will Hold it.

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

09-O-0836 (11) An Ordinance by Councilmember Howard Shook **as Substituted by Finance/Executive Committee (1), 5/13/09** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City Atlanta, to authorize the Mayor to execute Amendment No. 2 to Contract No. FC-6005007976 between the City of Atlanta and Banks, Finley, White & Company to extend the Contract term for an additional 7 months and funding in an amount not to exceed \$1,100,000.00; all expenses to be charged to and paid from Fund, Department Organization and Account Numbers 1001 (General Fund) 200101 (NDP Reservation of Fund Appropriations) 5212001 (Consulting/Professional Services) 1512000 (Accounting) (\$366,666.00); 5051 (Water and Wastewater Revenue Fund) 200301 (NDP Unallocated Citywide Expenses) 5212001 Consulting/Professional Services) 1540000 (Human Resources) (4366,67.00); 5501 (Airport Revenue Fund) 200301 (NDP Unallocated Citywide Expenses) 5212001 (Consulting/Professional Services) 1540000 (Human Resources) (\$366,667.00); and for other purposes. **(Finance/Executive Committee Substitute..., 5/13/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute.

Ms. Amanda Noble: of the Office of Sustainability addressed the Committee by stating that we are asking for an extension instead of going up for another bid. The full funding is included in the 2010 Budget. Councilmember Moore asked about the Whereas Clause. Ms. Noble responded that the City got out of sync with the Renewal

Options. Banks Finley did the work. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO REQUIRE THE REVIEW OF, AND CONCURRENCE WITH, THE CHIEF FINANCIAL OFFICER

09-O-0839 (12) An Ordinance by Councilmember Howard Shook **as Substituted by Finance/Executive Committee (1), 5/13/09** to require the review of, and concurrence with, the Chief Financial Officer regarding any Water/Sewer Utility Rate Modifications proposed by the Department of Watershed Management; and for other purposes. **(Finance/Executive Committee Conditional passage to amend the Code, 5/13/09)**

FAVORABLE ON SUBSTITUTE ON CONDITION

Chairperson Shook stated that we have a Substitute. Councilmember Moore asked for another Substitute to amend the Code. Councilmember Maddox offered a motion to **Approve on Condition of getting a Substitute to amend the Code, 5 Yeas.**

TO SUPPORT THE TRADE MISSIONS TO NINGBO, CHINA

09-R-0824 (1) A Resolution by Finance/Executive Committee to support the Trade Missions to Ningbo, China, June 08-12, 2009 and Abuja, Nigeria, July 28-August 1, 2009; and for other purposes. **(Referred by Full Council, 5/4/09)**

FILE

Councilmember Moore asked why are we doing a Resolution for a Trade Commission. Councilmember Maddox responded that this is necessary. This is a new ethic requirement. Councilmember Moore asked if you can't do it on official letterhead. One of the issues is that there is dissension from the Mayor's Office. Will there be Countries in conflict. Councilmember Maddox stated that the City does not support Ningbo as a Sister City. This is to generate economics and jobs for the City of Atlanta. Councilmember Moore stated that she will not be supporting it. Councilmember Winslow stated that Council has a right to go to a foreign City. Councilmember Maddox stated that he has not heard that the Administration opposes this. Councilmember Smith stated that right now we are on a mission with the budget. Support can mean financial support. We need to be very specific. Councilmember Muller stated that we can make the motion to change the word support to endorse. Councilmember Maddox asked if there is concern, they should come speak. Councilmember Winslow asked if there is a political reason. Councilmember Maddox stated that he would get staff to work on it and Substitute it. There are many opportunities out there. Councilmember Moore stated that her support has nothing to do with Councilmember Winslow's remarks. Councilmember Moore offered a motion to **File, 4 Yeas, 2 Nays.** Councilmember Maddox offered a Substitute motion to send it **Forward With No Recommendation, 3 Yeas, 3 Nays.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO REFUND (\$526,982.42)

09-R-0914 (2) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to refund twenty six thousand nine hundred eighty-two dollars and forty-two cents (\$526,982.42) to Mundohispanico Inc. for an overpayment of Business License Fees to the City of Atlanta.

FAVORABLE

Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AMENDMENT NO. 1

09-R-0915 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No. 1 to the Contract between the City of Atlanta and Krug, Inc. on behalf of the Office of the Mayor, adding an additional forty-two thousand three hundred fifty-four dollars and ninety eight cents (\$42,354.98) to the Contract for the purchase of additional items, for a total Contract amount not to exceed one hundred sixty-nine thousand five hundred thirty-four dollars and eight cents (\$169,534.08); all Debt Service payments shall be charged to and paid from Fund Department Organization and Account Number 1001 (General Fund) 200867 (NDP 2006 Public Safety Facility) 6110999 (Sinking Fund Requirement) 80000000 (Debt Service); and for other purposes.

FAVORABLE

Mr. Bob Shealy: of the Department of Public Works addressed the Committee by stating that this is the change for furniture for the Public Safety Headquarters. Councilmember Winslow offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH DELL MARKETING, LP

09-R-0916 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Dell Marketing, LP for a one year Microsoft Enterprise Licensing Agreement (July 1, 2009 – June 30, 2010), on behalf of the Department of Aviation, Information Services Division, pursuant to §2-1606 of the City of Atlanta Code of Ordinances, utilizing the State of Georgia Contract #SWC-070764 in an amount not to exceed \$615,769.66; all purchases and services will be charged to and paid from FDOA 501 (Airport Revenue Fund), Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5316013-\$557,078.75 (Software \$0-\$999) and 5316012-\$58,690.91 (Software \$1,000-\$4,999), Functional Activity 7563000 (Airport); and for other purposes.

FAVORABLE

Ms. Sharon Jones: of the Department of Aviation addressed the Committee by stating that this is used for our server base. Chairperson Shook offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE GSA CONTRACT #GS-35F-4543G

09-R-0917 (5) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize GSA Contract #GS-35F-4543G with DLT Solutions, Inc., for a One Year Autodesk Software Maintenance Support Agreement, on behalf of the City of Atlanta, Department of Aviation, Information Services Division, in an amount not to exceed \$25,983.62; all purchases and services will be charged to and paid from FDOA 5501 (Airport Operating Fund), Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5212001 (Consulting/Professional Services) Functional Activity 7563000 (Airport); and for other purposes. **(Finance/Executive Committee Substitute cleans up wording issues, 5/13/09)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to clean up wording issues. He then offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE GSA CONTRACT #GS-35F-5086H

09-R-0918 (6) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize GSA Contract #GS-35F-5086H, for a one year GIS Software Maintenance Support Agreement from Environmental Systems Research Institute, Inc., on behalf of the City of Atlanta, Department of Aviation, Information Services Division, in an amount not to exceed \$25,253.70; all purchases and services shall be charged to and paid from Fund 5501 (Airport Operating Fund), Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5212001 (Consulting/ Professional Services), Functional Activity 7563000 (Airport); and for other purposes. **(Finance/Executive Committee Substitute cleans up wording issues, 5/13/09)**

FAVORABLE

Chairperson Shook stated that we have a Substitute to clean up wording issues. Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A SOFTWARE MAINTENANCE SUPPORT AGREEMENT

09-R-0919 (7) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Software Maintenance Support Agreement with Oracle Corporation on behalf of the Department of Aviation, Information Services Division, pursuant to §2-1606 of the City of Atlanta Code of Ordinances, utilizing the State of Georgia Contract #GS-35F-0009T, for one year (July 1, 2009 – June 30, 2010), in an amount not to exceed \$224,168.69; all purchases and services will be charged to and paid from FDDA: Fund 5501 (Airport Operating Fund), Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5316012 - \$73,337.40 (Software \$1,000-\$4,999) and 5316013 - \$150,831.29 (Software \$0-\$999), Functional Activity 7563000 (Airport); and for other purposes.

FAVORABLE

Councilmember Smith offered a motion to **Approve, 6 Yeas.** Ms. Jones responded that it is to maintain all of the database systems.

TO AUTHORIZE THE MAYOR TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT

09-R-0920 (8) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Sole Source Blanket Purchase Agreement with Neptune Technology Group, Inc. for the purchase of Water Meters, Meter Parts and Accessories on behalf of the Department of Watershed Management, in an amount not to exceed one million dollars and no cents (\$1,000,000.00); all contract work shall be charged to and paid from Fund Department Organization

and Account Number 5052 (Water & Wastewater Renewal & Extension Fund) 1704011 (DWM Water System Repair – Peyton) 5311002 (Supplies Non-Consumable) 4440000 (Distribution); and for other purposes.

HELD

Chairperson Shook stated that we have a Substitute that states that this is for FY 2010. Ms. Pierce responded that the funding is for FY 2010 and request that this be Held. Councilmember Moore stated that it should be with the Budget papers.

TO AUTHORIZE THE MAYOR TO EXECUTE A SOLE SOURCE PURCHASE AGREEMENT WITH FLIR SYSTEMS, INC.

09-R-0921 (9) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Sole Source Purchase Agreement with Flir Systems, Inc. on behalf of the Department of Police, in an amount not to exceed two-hundred twenty-nine thousand, nine-hundred ninety dollars and thirty-two cents (\$229,990.32); all costs shall be charged to and paid from a Grant from the United States Department of Homeland Security, under the Urban Area Security Initiative; and for other purposes.

FAVORABLE

Deputy Chief Turner: addressed the Committee by stating that this is for our helicopter system to have ultraviolet lights for nights. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE A SOLE SOURCE PURCHASE AGREEMENT WITH NABCO

09-R-0922 (10) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Sole Source Purchase Agreement with NABCO on behalf of the Department of Police, in an amount not to exceed one-hundred seventy-thousand dollars (\$170,000); all costs shall be charged to and paid from a Grant from the United States Department of Homeland Security; and for other purposes.

FAVORABLE

Deputy Chief Turner stated this is for the Airport Bomb Squad. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS, INTEGRATION, INC.

06-R-1667 (1) An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

HELD**TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA**

- 07-O-0138 (2) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD**TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA**

- 07-O-0974 (3) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD**TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE**

- 07-O-1087 (4) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes. **(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook said that we have a Substitute. CFO Glass stated that this is a way to enable people to use credit cards to pay fines and recover the cost from the Credit Cards companies. Councilmember Maddox asked if it is a debit and credit card. CFO Glass responded that it is either. Councilmember Moore asked if there is a difference. If you use it in person, is there a fee. CFO Glass responded that we don't pay a fee for Debit. Councilmember Moore asked if you can use the debit card on the phone or on-line. Chairperson Shook asked what the Substitute does.

Ms. Gary Donaldson: Director of the Office of Revenue addressed the Committee by stating that it is a fee for Debit Cards as well. If you pay on the phone or on-line there is a fee. Councilmember Moore offered a motion to Approve on Substitute, 6 Yeas.

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS

- 07-R-1904 (5) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign

authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

FILE

TO SUPPORT H.R. 2447

07-R-2138 (6) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD

TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007

07-R-2139 (7) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD

TO AUTHORIZE A TWELFTH SUPPLEMENTAL BOND ORDINANCE

08-O-0299 (8) An Ordinance by Councilmember Howard Shook authorizing a Twelfth Supplemental Bond Ordinance Supplementing the restated and amended Master Bond Ordinance of the City of Atlanta Adopted on March 20, 2000, as previously Amended and supplemented, to authorize the issuance by the City of Atlanta of its Variable Rate Airport General Revenue Refunding Bonds, Series 2008A, in one or more Series, in an aggregated principal amount of not to exceed \$550,000,000.00, each to bear interest in a Variable Rate Mode; to refund all or a portion of the City's Variable Rate Airport General Revenue Refunding Bonds, Series 2003RF-B and Series 2003RF-C; to provide for a reasonably required debt service reserve; to provide for the rights of the holders of said Bonds; to make certain other covenants and agreements in connection with the issuance of such Bonds; to provide certain terms and details of said Bonds, including authorizing delegated negotiated sales of said Bonds; to provide for the execution of certain agreements relating to one or more credit and/or liquidity facilities with respect to the Series 2008A Bonds; to pay expenses relating thereto; to authorize the preparation, use and distribution of one or more preliminary and final official statements in connection with the offer and sale of the Series 2008A Bonds; to provide for the Annual Submission of certain Financial Information and Operating Data pursuant to Rule 15C2-12 of the Securities and Exchange Commission; to designate one or more underwriters and remarketing agents, and a tender and paying agent and to approve forms of various other agreements in connection with the issuance of said Bonds; providing for incidental action; providing for severability; to provide an effective date; and for other related purposes. **(Held 2/13/08 at the request of the Department of Finance pending an agreement with Bond Insurers and LOC Providers; Referred back to Finance/Executive Committee from Full Council 2/2/09); (Held, 2/11/09)**

HELD**TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO PURCHASE PROPERTY**

- 08-O-0402 (9) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to purchase property located at 207/211 Vine Street and 601/605 Spencer Street, Atlanta, Georgia 30314; to provide for the appraisal of the property; to obtain title reports; to negotiate the purchase price of the property; to authorize the use of legal proceedings if necessary to obtain the property; to accept funds in the amount of \$725,000.00 from the Atlanta Development Authority to be applied towards the purchase of the property; and for other purposes. **(Held, 3/12/08)**

HELD**TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT**

- 08-R-0510 (10) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

HELD**TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN**

- 08-O-0736 (11) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

HELD**TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS**

- 08-O-0822 (12) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary

Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

- 08-O-0829 (13) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2-302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3rd Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2, SUBDIVISION II, SECTION 2-351

- 08-O-0830 (14) An Ordinance by Howard Shook to amend Chapter Two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26

- 08-O-0831 (15) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy."), Chapter 146, Article II, Section 146-79 (Entitled, "Levied.") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise Tax Levied; Collection.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION I, SECTION 2-69

- 08-O-0833 (16) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, "Quorum; Vote Required for Passage of Legislation.") and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, "Presence at

Meetings; Voting on Questions.”) of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

08-O-0834 (17) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, “Establishment or Change in Fees for Service; Notice to Public.”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND THE FY 2009 BUDGET

08-O-1446 (18) An Ordinance by Councilmember C.T. Martin to amend the FY 2009 Budget so as to add to the Budget, Funding of the Judicial Agencies in the amount of \$350,000.00; to reduce the adopted Budget by said amount; and for other purposes. **(Referred back by Full Council, 2/16/09); (Held, 2/25/09)**

HELD

TO AMEND THE PENSION ACTS APPLICABLE TO MEMBERS OF THE GENERAL EMPLOYEES PENSION FUND

08-O-1545 (19) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes. **(Held for Actuary Report, 7/30/08); (File, 2/11/09); (Referred back from Full Council, 2/16/09); (Held, 2/25/09)**

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1546 (20) An Ordinance by Councilmembers Felicia A. Moore, Cleta Winslow, Joyce M. Sheperd, H. Lamar Willis, Mary Norwood, Ivory Lee Young, Jr., Ceasar C. Mitchell, Anne Fauver, Natalyn Archibong and Kwanza Hall to amend the FY 2009 (General Fund) Budget to reestablish the Department of Fire and Rescue Special Operations Squad by transferring appropriations from various non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department

Account and Organization Number; and for other purposes.
(Held, 7/30/08)

HELD

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1688 (21) An Ordinance by Councilmember Ceasar C. Mitchell to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by Transferring Appropriations from various Consulting, Supply, Travel and Other Non-Personnel Accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Forward with no Recommendation, 8/27/08); (Forwarded back by Full Council, 9/2/08); (Held, 9/10/08)**

HELD

TO ESTABLISH A CITY OF ATLANTA TAXATION AND SERVICE DELIVERY TECHNICAL ADVISORY COMMITTEE

08-R-1752 (22) A Resolution by Councilmember Mary Norwood establishing a City of Atlanta Taxation and Service Delivery Technical Advisory Committee; and for other purposes. **(Held, 9/10/08)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ACCEPT A DONATION IN THE AMOUNT OF \$

08-O-2034 (23) An Ordinance by Councilmember Cleta Winslow authorizing the Mayor or her Designee to accept a donation in the amount of \$_____ from the Atlanta Fire Foundation on behalf of the Atlanta Department of Fire and Rescue to fund the renovation of Fire Station #7; and for other purposes. **(Held, 10/15/08)**

HELD

TO AMEND CHAPTER 114 ARTICLE IV DIVISION 12 SECTION 14-379

08-O-2135 (24) An Ordinance by Councilmembers H. Lamar Willis and C.T. Martin to amend Chapter 114 Article IV Division 12 Section 14-379 of the Code of Ordinance of the City of Atlanta so as to provide for Written Justification and Hearing for any Reduction In Force by Executive or Legislative Actions involving Public Safety and Court Employees; to waive conflicting Ordinances; and for other purposes. **(Held, 10/29/08); (Held and Substituted, 11/12/08); (Favorable on Substitute, 4/29/09)**

HELD

TO AMEND ARTICLE "V" CLASSIFICATION PLAN, SECTION 114-477

08-O-2257 (25) An Ordinance by Councilmember C.T. Martin to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create a Classification and Position of Economist; and for other purposes. **(Held, 11/12/08)**

HELD

A FOURTEENTH SUPPLEMENTAL BOND ORDINANCE

08-O-2406 (26)

An Ordinance by Finance/Executive Committee Fourteenth Supplemental Bond Ordinance supplementing the Restated and Amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as previously amended and supplemented, particularly as supplemented specifically by that certain Amended and Restated Third Supplemental Bond Ordinance of the City of Atlanta adopted on May 19, 2003 providing for, among other things, the issuance and delivery of the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-B and the City of Atlanta Variable Rate Airport General Revenue Refunding Bonds Series 2003RF-C; to authorize the cancellation of the existing MBIA financial guaranty insurance policy insuring said Series 2003RF Bonds and approving the form and authorizing the execution of a cancellation agreement; to authorize the acceptance by the City of a commitment to issue a financial guaranty insurance policy from assured guaranty Corp. and approving the form and authorizing the execution of an insurance and indemnity agreement; to provide for a revised form of said Series 2003RF Bonds and for the execution of said Series 2003RF Bonds; to approve the form and authorize the execution of amendments to standby Bond Purchase Agreements between the City and the Banks providing liquidity support for said Series 2003RF Bonds; to authorize the termination of the interest rate exchange agreements between the City and certain counterparties in connection with said series 2003RF Bonds and approving the form and authorizing the execution of such other instruments and documents necessary or desired in connection with the termination of such interest rate exchange agreements; granting the Mayor the authority to approve and execute such other instruments and documents necessary or desired in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of the financial guaranty insurance policy from assured guaranty Corp. and providing for incidental action; authorizing certain officials and employees of the City to take all actions required in connection with the cancellation of the MBIA financial guaranty insurance policy and the substitution of the financial guaranty insurance policy from assured guaranty Corp.; providing certain other details with respect thereto; providing for severability; providing an effective date; and for other purposes. **(Held, 1/14/09)**

HELD

TO RESCIND ALL PERMITS GIVEN BY THE CITY OF ATLANTA REGARDING 4141 WIEUCA ROAD

09-O-0098 (27)

An Ordinance by Councilmember Howard Shook rescinding all permits given by the City of Atlanta regarding 4141 Wieuca Road, and for other purposes. **(Held, 1/14/09)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH MOTOROLA, INC.

- 09-R-0183 (28) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Motorola, Inc. utilizing the State of Georgia Technology Authority Agreement No. 980-2800008 for the purchase of a Georgia Global Positioning System Two-Way Radio Communication Equipment, on behalf of the Department of Watershed Management, Office of Safety and Security, in an amount not to exceed three hundred seventy-five thousand seven hundred fifty dollars and no cents (\$375,570.00); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5052 (Water & Wastewater Revenue) 170902 (DWM Watershed Safety) 5212001 (Consulting/Professional) 1555000 (Risk Management); and for other purposes. **(Held, 1/28/09)**

HELD

TO AMEND CHAPTER 62, ARTICLE II, SECTION 62-46

- 09-O-0203 (29) An Ordinance by Councilmember Ceasar C. Mitchell to amend Chapter 62, Article II, Section 62-46 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Pretrial Diversion Fee") so as to specify the General Fund uses for which the fees shall be allocated; to waive conflicting Ordinances; and for other purposes. **(Held, 1/28/09)**

HELD

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA, GEORGIA TECHNOLOGY CONTRACT #980-280008

- 09-R-0259 (30) A Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize the State of Georgia, Georgia Technology Contract #980-280008 for the purchase of a Motorola Turnkey Solution including radios and software for City of Atlanta, Department of Aviation; in an amount not to exceed \$173,891.16. Equipment purchased will be charged to and paid from FDOA 5502 (Airport Renewal and Extension Fund), Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5410001 (Consulting/Professional Services), Functional Activity 7563000 (Airport); and for other purposes. **(Held, 2/11/09)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT (IGA)

- 09-R-0263 (31) A Resolution by Councilmember Ivory Lee Young, Jr. authorizing the Mayor or her designee to enter into an amendment to the Intergovernmental Agreement (IGA) authorized by Resolution 08-R-1694 with the Atlanta Development Authority so as to ensure that the expenditure of Westside TAD Funds through In Rem action can be used to effect not only the demolition of also the Clean and Close of structures located within the English Avenue Neighborhood identified as abandoned and/or dilapidated by the Bureau of Code Compliance; and for other purposes. **(Held, 2/11/09)**

HELD**TO PROPOSE THE CREATION OF THE SOUTHWEST ATLANTA COMMUNITY IMPROVEMENT DISTRICT**

- 09-R-0264 (32) A Resolution by Councilmembers H. Lamar Willis and Jim Maddox proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 2/11/09)**

HELD**TO PROVIDE A REPORT TO THE FULL COUNCIL REGARDING THE PLAN OF FINANCING FOR DEPARTMENT OF WATERSHED PROJECTS**

- 09-R-0270 (33) A Resolution by Councilmember Mary Norwood requesting the Department of Finance to provide a report to the Full Council regarding the Plan of Financing for Department of Watershed Projects to be funded by Commercial Paper; and for other purposes. **(Held, 2/11/09)**

HELD**TO CREATE A NEW SECTION 3-502.1**

- 09-O-0271 (34) An Ordinance and Charter Amendment by Councilmembers C.T. Martin, Ivory Lee Young, Mary Norwood, Anne Fauver and Natalyn Archibong adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965 (GA. Laws 1965, p. 298, et seq.) as amended, to create a new Section 3-502.1 (entitled "Ordinance Required To Impose Furloughs on certain Public Safety Employees") of the Charter of the City of Atlanta, Georgia (GA Laws 1996, P. 4469, et seq.) approved April 15, 1996, as amended, which shall provide that an Ordinance adopted by a majority vote of the Council shall be required in order to impose furloughs on certain Public Safety Employees; to repeal conflicting Ordinances and Charter Amendments; and for other purposes. **(Held, 2/11/09)**

HELD**TO RATIFY AND AFFIRM THAT CERTAIN INTERDEPARTMENTAL MEMORANDUM OF UNDERSTANDING**

- 09-O-0277 (35) An Ordinance by Finance/Executive Committee to ratify and affirm that certain Interdepartmental Memorandum of Understanding between the Department of Finance and the Department of Watershed Management dated December 23, 2008, establishing the terms and conditions for the repayment of an obligation owed by the General Fund to the Watershed Management Enterprise Fund; and for other purposes. **(Held, 2/25/09)**

HELD

TO RATIFY AND AFFIRM THAT CERTAIN INTERDEPARTMENTAL MEMORANDUM OF UNDERSTANDING

- 09-O-0278 (36) An Ordinance by Finance/Executive Committee to ratify and affirm that certain Interdepartmental Memorandum of Understanding between the Department of Finance and the Department of Watershed Management dated January 27, 2009, establishing the terms and conditions for calculating and assessing Pilot and Franchise Fees, and offsetting outstanding water and sewer charges between the General Fund and the Department of Watershed Management Enterprise Fund in the amount of \$4,000,000 per year for four years beginning Fiscal Year 2010; and for other purposes. **(Held, 2/25/09)**

HELD

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH THE ATLANTA DEVELOPMENT AUTHORITY (ADA)

- 09-R-0369 (37) A Resolution by Councilmember Jim Maddox **as Substituted by Finance/Executive Committee (1), 4/1/09** authorizing the Mayor to execute an Agreement with the Atlanta Development Authority (ADA) regarding the Management and implementation of the Activities and Programs of the Advisory Committee on International Relations (ACIR); and for other purposes. **(Held, 2/25/09); (Held and Substituted, 4/1/09)**

FAVORABLE ON SUBSTITUTE

Councilmember Moore stated that she does not understand the necessity of why it should be going to ADA. We have to pay them a maintenance fee of \$15, 000.00. The other concern is entering into an Agreement for ADA to manage it. They will also be a member of the organization. She will be voting no to both of these. Councilmember Winslow offered a motion to **Approve on Substitute, 5 Yeas, 1 Nay.**

TO AMEND SECTION 2-1982

- 09-O-0370 (38) An Ordinance by Councilmember Jim Maddox to amend Section 2-1982 of the Code of Ordinances of the City of Atlanta, Georgia, pertaining to the Advisory Committee on International Relations (ACIR), so as to expand the scope of the purpose of ACIR; to waive conflicting Ordinances; and for other purposes. **(Held, 2/25/09); (Held and Substituted, 4/1/09)**

FAVORABLE

Chairperson Shook stated that the activities have been expanded. Councilmember Smith stated that it is the timing. Councilmember Maddox stated that this is the first year we don't have to give ADA money. ADA will be able to find other sources of revenues. Councilmember Winslow stated that she is ready to send it to ADA. She then offered a motion to **Approve, 5 Yeas, 1 Nay.**

TO AMEND SECTION 114-429

- 09-O-0372 (39) An Ordinance by Councilmember C.T. Martin amending Section 114-429 (Voluntary Shared Leave Program) of the City of Atlanta Code of Ordinances for the purpose of allowing Employees to donate accrued leave (Sick or Annual) to eligible Employees in need of a donation prior to that individual having to exhaust all of their own leave; and for other purposes. **(Held, 2/25/09)**

HELD**TO TRANSFER \$50,000.00 FROM DISTRICT 8**

- 09-O-0377 (40) An Ordinance by Councilmember Clair Muller to transfer \$50,000.00 from District 8 Councilmember Expense Account to the Department of Public Works Office of Transportation to be used to assist in funding portions of the Peachtree Battle Neighborhood Intersection Project; and for other purposes. **(Held, 2/25/09)**

HELD**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO TRANSFER FUNDS FROM EACH COUNCILMEMBER ACCOUNT**

- 09-O-0386 (41) An Ordinance by Councilmember C.T. Martin by the Atlanta City Council authorizing the Chief Financial Officer to transfer Funds from each Councilmember Account, as designated by individual Council Member, to cover the cost of hiring a Consultant to write Grant Requests on behalf of the Department of Police and the Department of Fire and Rescue; and for other purposes. **(Held, 2/25/09)**

HELD**TO CREATE THE POSITION OF CITY COUNCIL FISCAL REVIEW MANAGER**

- 09-R-0817 (42) A Resolution by Councilmember Clair Muller creating the position of City Council Fiscal Review Manager, a position on the Council Staff that will review all Legislation with will have a fiscal impact. **(Held, 4/29/09)**

HELD**TO REPEAL SUBPARAGRAPH (K) (5) OF SECTION 2-36 AND SUB-PARAGRAPH (E) OF SECTION 2-39**

- 09-O-0818 (43) An Ordinance by Councilmember Howard Shook to repeal Subparagraph (k) (5) of Section 2-36 and Subparagraph (e) of Section 2-39 of the Code of Ordinances of the City of Atlanta, Georgia so as to eliminate the "Cash Carryforward" Provision related to the Expense Accounts and Appropriations of the Council President and Councilmembers; to waive conflicting Ordinances; and for other purposes. **(Held, 4/29/09)**

HELD**TO AMEND ARTICLE "V" CLASSIFICATION PLAN, SECTION 114-477**

- 09-O-0820 (44) An Ordinance by Councilmember H. Lamar Willis to amend Article "V" Classification Plan, Section 114-477 of the Code of Ordinances, City of Atlanta, Georgia, so as to create certain positions; and for other purposes. **(Held, 4/29/09)**

HELD

TO AMEND THE MASTER INDENTURE OF TRUST

09-O-0821 (45) An Ordinance by Councilmembers Carla Smith and Cleta Winslow to (1) amend the Master Indenture of Trust with respect to the City of Atlanta Tax Allocation Bonds (Beltline Project) to provide for Beltline Tax Allocation Increments to include amounts calculated based upon taxes levied by the Board of Education of the City of Atlanta as security for Beltline Bonds, (2) provide for the Issuance and Sale of Tax Allocation Bonds (Beltline Project), Series 2009 (or other designated Series), in an Aggregate Principal amount not to exceed \$20,000,000, in multiple Series, from time to time, for the purpose of (a) prepaying certain Obligations of the City due in respect of the Beltline Project pursuant to an Intergovernmental Agreement with the Downtown Development Authority, (b) refunding certain previously issued Series 2008 Tax Allocation Bonds and (c) providing funds to pay, or to be applied or contributed toward, the payment of other redevelopment costs identified herein (the "Series 2009 Projects"), (3) authorize paying expenses incident to accomplishing all of the foregoing, (4) authorize the execution of financing documents in respect of the refunding and the Projects in the Beltline TAD including the 2009 Projects, including a second Supplemental Indenture of Trust with respect to the Series 2009 Bonds and a Bond Purchase Contract, and (5) authorize certain other related actions, all in connection with the Issuance and Sale of the foregoing described Series 2009 Bonds; and for other purposes. **(Held, 4/29/09)**

HELD

ITEMS NOT ON AGENDA

Sergeant Ellis Williams: addressed the Committee by stating that he has concerns with the Department of Correction's Budget. On May 5th the Budget was presented to City Council and two days later the Department Human Resources gave a list of 100 or more Corrections employees to be Riffed. Chairperson Shook stated that he has not seen the Personnel Paper. Sergeant Williams stated that he just wants the truth to be given. Councilmember Moore asked how much will we save with the reduction. CFO Glass responded that he would provide the information. It is a substantial amount. Sergeant Williams stated that there will be Pre-Trail services outsourced as well. We house more than Atlanta Police detainees. We are a part of Public Safety and we need some of the Stimulus Package Grants. Councilmember Moore stated that the savings would be \$7 million dollars. Sergeant Williams stated that we generate \$12 million dollars annually. We did not create this deficit.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 5:15 p.m.

Respectfully submitted,

Jim Glass, CFO

Charlene Parker
Recording Secretary

"The Department of Finance... because customer service is important to us."